

lution and moved to make the bill the special order for Monday, after morning call.

Adopted.

Senator Pope offered the following resolution:

Resolved, That the Senate do now proceed to the election of a United States Senator to succeed Hon. Richard Coke, whose term of office expires on 4th of March, 1889.

Adopted.

The President announced that nominations for United States Senator were in order.

Senator Burges placed in nomination the name of Hon. Richard Coke, of McLennan county.

Senator Pope seconded the nomination.

Senator Tyler then moved that if there be no further nominations the Senate now proceed to ballot.

The motion was adopted, and the Senate proceeded to ballot with the following result:

The Senators voting for Hon. Richard Coke were:

Abercrombie,	Johnson,
Aller,	Kimbrough,
Armstrong,	Lane,
Atlee,	Maetze,
Burges,	McDonald,
Burney,	Morris,
Claiborne,	Pope,
Cranford,	Seale,
Douglass,	Simkins,
Field,	Sims,
Frank,	Stephens,
Glasscock,	Townsend,
Harrison,	Tyler,
Ingram,	Upshaw,
Jarvis,	Woodward.

The President announced that

Hon. Richard Coke had received the unanimous vote of the Senate for the office of United States Senator for the term of six years, commencing March 4, 1889.

On motion of Senator Claiborne,

The Senate adjourned till 10 o'clock to-morrow morning.

FOURTEENTH DAY.

SENATE CHAMBER,
AUSTIN, January 23, 1889.

Senate met pursuant to adjournment.

Lieutenant-Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Dr. Smoot.

On motion of Senator Armistead,

The reading of the Journal was dispensed with.

PETITIONS AND MEMORIALS.

By Senator Tyler:

Petition of the citizens of Temple, Bell county, for the passage of a law setting apart the 22d day of February in each year as "Arbor Day," to be devoted to the planting of trees throughout the State.

Referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES.

By Senator Frank:

COMMITTEE ROOM,
AUSTIN, January 23, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Penitentiaries, to whom was referred

Senate bill No. 43, entitled "An act to purchase State convict farms and improve the same and work convicts thereon, and to make an appropriation therefor,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

This bill provides that the Penitentiary Board shall, as soon as practicable, purchase, subject to the approval of the Governor, not less than ten thousand acres of land in one or more tracts, well adapted to agricultural purposes, for a State convict farm, best adapted to the constant and profitable employment of such convict labor as cannot be profitably employed within the walls, such farms to be operated on State account, with all such available convict labor as is at the disposal of the Penitentiary Board, having in view the early employment on such farms all such convicts as cannot profitably be employed within the walls. The bill does not contemplate the interference with existing contracts made by the State with reference to convicts. Appropriates two hundred thousand dollars for the purchase and improvement of the land and stocking and operating the farms.

All of which is respectfully submitted.

FRANK,
Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 23, 1889.

Hon. T. B. Wheeler, President of the Senate.

Your Committee on Penitentiaries, to whom was referred

Senate bill No. 83, entitled "An act making an appropriation for the support and maintenance of the House of Correction and Reformatory at Gatesville for the two years ending February 28, 1891."

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it be referred to the Committee on Finance.

All of which is respectfully submitted.

FRANK,
Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 23, 1889.

Hon. T. B. Wheeler, President of the Senate.

Your Committee on Penitentiaries, to whom was referred

Senate bill No. 80, a bill to be entitled "An act to purchase, improve, operate and maintain a penitentiary convict farm for the State of Texas, on which short term convicts, who have been, or may be, convicted of felonies shall be worked when they can not be profitably employed within the walls of the penitentiary, and to make an appropriation therefor."

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do lie on the table, as Senate bill No. 43, embracing the same subject matter, has been favorably reported as a substitute therefor.

All of which is respectfully submitted.

FRANK,
Chairman.

Bill read first time.

By Senator Claiborne:

COMMITTEE ROOM,
AUSTIN, January 22, 1889.

Hon. T. B. Wheeler, President of the Senate.

Your Committee on Commerce and Manufactures, to whom was referred

Senate bill No. 187, entitled "An act to relieve commercial travelers or

drummers from the payment of any occupation tax."

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

CLAIBORNE,
Chairman.

Bill read first time.

BILLS AND RESOLUTIONS.

By Senator Morris:

A bill to be entitled "An act to amend article 375, title 17, of the Revised Civil Statutes of the State of Texas, as amended by an act approved on March 27, 1885."

[This bill provides that a city council may require the male inhabitants between the ages of eighteen and forty-five to work on the streets not exceeding six days in any one year or to furnish a sum of money not to exceed one dollar for each day services are required.]

Referred to Judiciary Committee No. 1.

A bill to be entitled "An act to amend article 4247, title 84, chapter 10, Revised Statutes regulating railroads."

[This bill seeks to prohibit railroads from consolidating by public or private sale, or otherwise, with any railroad company organized under the laws of any other State or the United States, or with any company operating parallel lines in the State. It fixes the fine for violating this article at five thousand dollars (\$5000) per month. Section 2 provides for instituting proceedings by the Attorney-General.]

Referred to Committee on Internal Improvements.

A bill to be entitled "An act to amend article 4227 of the Revised Statutes, regulating railroads."

[This bill provides that railroads shall be liable in the sum of fifty dollars to each passenger, or 5 per cent a month with costs in either case, for refusing to transport passengers at the regular or appointed time on account of the use of the road by officials of the company, or for the detention of property beyond a reasonable time for its delivery.]

Referred to Committee on Internal Improvements.

By Senator Stephens:

A bill to be entitled "An act to provide for leasing the unorganized county school lands."

[This bill provides: 1. That the Commissioner of the General Land Office be authorized and directed to lease the three hundred and twenty-five leagues of land set apart and surveyed in 1882 for the unorganized counties of the State.

2. That said lands may be leased for not less than five nor more than seven years.

3. That the rents of said lands be paid to the State Treasurer, and be a part of the available school fund.

4. That no corporation shall be allowed to lease any of said lands.

It contains the emergency clause.]

Referred to Committee on Public Lands.

By Senator Burney:

A bill to be entitled "An act to provide for the exclusive management and control of the University lands by the Board of Regents."

[Section 2 provides that all contracts for sale or lease must be approved by the Governor and proceeds deposited in the State treasury to the credit of the available or permanent fund, as the case may require.

Section 3. That said Board of Regents shall have power to open an office or offices and to appoint and pay agents when necessary, to institute and maintain in the name of the State of Texas when necessary.

Section 4. That all minerals on lands belonging to the University are reserved from sale.

Section 5. That said lands shall be sold to actual settlers and no others.]

Referred to Committee on Public Lands.

A bill to be entitled "An act to prevent the impairing of the efficiency and value of mortgage and other contract liens by the death of the makers thereof."

Referred to Judiciary Committee No. 1.

By Senator Alee:

A bill to be entitled "An act to amend article 798, and to repeal article 799, chapter 18, of the Penal Code, relating to offenses committed in another country, State or Territory."

[This bill provides that a person who has stolen or embezzled property in any other country may be tried and convicted the same as if committed in any country into or through which said property may have been taken.]

Referred to Judiciary Committee No. 2.

By Senator Claiborne:

A bill to be entitled "An act to amend article 3639, chapter 1, title LXXIV, of the Civil Statutes of the State of Texas."

[This bill provides that "commissioners of pilots" shall have no pecuniary interest in any vessel plying or doing business in the port to which they may be appointed; that three of them shall be practical seamen and two be taken from some other trade or profession.]

Referred to Judiciary Committee No. 1.

Joint resolution to amend section 4, article 6, of the Constitution of the State of Texas.

[This provides for the registration of all voters in cities containing ten thousand or more inhabitants and in such counties as the Legislature may deem advisable.]

Referred to Committee on Constitutional Amendments.

Joint resolution proposing the submission of an amendment to section 12, article 8, of the Constitution of the State of Texas.

[The intention of this resolution is that the Legislature shall provide for the assessment and collection of State and county taxes in unorganized counties.]

Referred to Committee on Constitutional Amendments.

Joint resolution to amend article 5 of the State Constitution.

[This provides for a thorough reorganization of the Supreme Court and the Court of Appeals.]

Referred to Committee on Constitutional Amendments.

By Senator Townsend:

A bill to be entitled "An act to regulate the sale and transfer of judgments of courts of record or of causes of action or interest therein where suit has been filed thereon, and providing for recording such transfers."

[This bill provides that such sale shall be evidenced by a written transfer, acknowledged as deeds, and may be filed with the papers of such suit. It also provides that this shall be full notice and valid and binding upon all persons subsequently dealing with reference to said cause.]

Referred to Judiciary Committee No. 1.

By Senator Glasscock:

A bill to be entitled "An act for the building and completing of an additional State penitentiary in central or western Texas, and procuring a site

therefor with a view to the utilization of the convict labor of this State in the manufacture of cotton and woolen goods, leather and other goods and fabrics, and for mining, smelting and casting of iron ores and other ores, and making an appropriation to purchase a site, erecting penitentiary building and manufacturing machinery and other incidental expenses thereto."

[The bill provides, 1. That said penitentiary be located on a stream affording water power, near building stone and some railroad.

2. That the Governor appoint a commission of three to select location.

3. That said commissioners advertise for and receive bids by those places desiring to secure its location.

4. That a valid title be given to the land upon which said penitentiary is to be located.

5. That said commissioners advertise for plans, specifications, etc., and, after obtaining necessary information, report to the Governor.

6. That he submit the plans, etc., to skilled architect; that the said commissioners continue their trust until said building is completed, and receive five dollars per day for actual service.]

Referred to Committee on Penitentiaries.

By Senator Harrison:

A bill to be entitled "An act to amend sections 2, 3 and 5 of an act in relation to chattel mortgages and other instruments intended to operate as mortgages of, or liens upon, personal property and the record thereof, approved April 22, 1879."

[This bill provides that these instruments be filed and kept for inspection until satisfaction therefor has been entered; that a certified copy shall be received as evidence, and that such instrument may be cancelled by writing on margin of record such release.]

Referred to Judiciary Committee No. 1.

By Senator Simpkins:

A bill to be entitled "An act to prevent liens upon the work stock and corn necessary for the support of family and feed of said stock."

Referred to Judiciary Committee No. 1.

By Senator Harrison:

A bill to be entitled "An act to grant a new charter to the city of Waco, authorizing the appropriation of the revenues of the city for the pur-

pose of improving the public markets and streets and for the maintenance of public parks, erecting and constructing city hospitals, city hall, water works and gas works, and to borrow money upon the credit of the city, and to issue bonds therefor; to provide the manner of electing officers, time of holding elections; defining the duties of said officers, and granting general powers to enact all necessary ordinances; to restrain and punish vagrants, mendicants, prostitutes; to regulate, punish or control all gambling, and to punish any other misdemeanor with as great a penalty as the same is punished by the statutes of of the State, etc."

Referred to Committee on State Affairs.

On motion of Senator Townsend, The President withdrew from Judiciary Committee No. 2 Senate bills Nos. 53 and 132 and referred them to Judiciary No. 1.

Senator Woodward moved To have Senate bill No. 47 transferred from Judiciary Committee No. 1 to Judiciary Committee No. 2. Adopted.

The President referred House bill No. 162 to the Committee on Judicial Districts, and Substitute House bill No. 15 to Judiciary Committee No. 1.

On motion of Senator Frank, The special order was postponed and the Senate went into executive session on the appointments made by the Governor

IN SENATE.

On motion of Senator Armistead the results of the executive session were ordered to be spread upon the Journal and the Governor to be notified of the same, as follows:

The Senate advises and consents to the appointment of

L. L. Foster, Commissioner of Agriculture, Insurance, Statistics and History.

W. L. Davidson, Assistant Attorney General.

Walter Acker, Edwin Hobby and W. E. Collard, Commissioners of Arbitration and Award.

R. Rutherford, State Health Officer.

W. Tipps, G. Crow and F. Hamilton, Commissioners of Penitentiaries.

T. J. Goree, Superintendent of Penitentiaries.

Jas. A. Smith, Assistant Superintendent of Penitentiaries.

W. G. Parish, Financial Agent of Penitentiaries.

W. W. Merritt and T. M. Bowers inspectors of convict camps.

The Senate was notified by the Governor of the appointment of the following notaries public:

MARION COUNTY.

Jefferson—J. J. Haywood, Geo. R. Beard, P. H. Rowell, W. B. Figures, A. D. Banta, Murphy Vines, Lee Sherman, W. A. Walker, V. H. Claiborne.

Lasater—C. W. Hale, C. J. Simmons, J. Z. Patillo.

Jefferson—A. D. Tullis.

BRAZOS COUNTY.

Bryan—A. D. McConnico, S. D. Dun-
kee, John N. Johnson, A. H. Calwell,
Bailey Bains.

Milligan—W. B. Payton, Sanda Hal-
aday.

Precinct No. 4—Mason Cole, A. J.
Buchanan, Victor B. Hudson, C. L.
McCoy.

Harby—Joe Musgrove.

BRAZORIA COUNTY.

Columbia—L. W. Hanks, F. F.
Swain, John Adriance.

Perry's Landing—R. R. Brown.

Velasco—Antony Metcalf.

Phari—Thomas Stratton.

Allven—S. M. Jack.

Brazoria—Arch Masterson, W. H.
Sharp, W. S. Brooks, W. H. Chism,
Ben Far Smith.

CALDWELL COUNTY.

Lockhart—Leo Rogan, A. B. Storey,
S. S. McDowell, W. E. McDowell.

Vicksburg—Peter C. Doyle.

Luling—C. H. Brown, F. C. Cross,
C. C. Storts, J. P. Bridges.

Lytten Springs—A. J. Rife, George
W. Zimmerman.

Martindale—George N. Martindale.

Elm Grove—J. B. Cole.

Delhi—R. K. Taylor.

Harwood—W. T. Norton.

GREGG COUNTY.

Longview—T. A. Flewellen, S. May,
E. L. Long, Lucilius Whaley, E. S.
Terry, J. S. Blanton, E. G. Griffin,
Leon Hart (Junction District.)

Kilgore—Buck Boon, Wm. Morton,
Bob Richards (Mill District), T. E.
Palmer (Mill District).

Gladewater—Fayette Everett, John
Hood.

Elverville—R. J. Whittington.
Pine Tree—Geo. Echols.

HARRIS COUNTY.

Houston—Geo. W. Kidd, W. E.
Hertford, Ira P. Jones, John Kennedy,
Alex Barttlingek, M. Kirlicks, D. T.
Lubbock, T. W. Archer, J. C. Kidd,
F. M. Poland, John S. Stewart, Gar-
rett Hardecastle, J. B. Cochran, E. B.
H. Schneider, F. A. Shaefer, E. A.
Marston, John H. Ruby, J. J. Gilles-
pie, R. S. Lovett, A. L. Steele, W. N.
Shaw, H. H. Falk, John A. Cameron,
J. E. McAshan, T. Blake Dupree, H.
M. Curtin, G. M. Beauchamp, O. C.
Drew, M. Tankersly, Alfred Wishey,
W. G. Sears, Chas. E. Ashe, A. E.
Sternenberg, W. R. Fayle, Hal Bates,
Geo. L. Price, H. C. Breaker, Chas. E.
Dwyer, C. W. Bacock, S. L. Hain.

Lyndburg—A. P. Tompkins.

Red Bluff—J. E. Idlebrook.

Crosby—J. C. Harvey.

Karville—Peter Christen.

Steubners—J. L. Hardy.

Cedar Bayou—H. F. Gillette.

HASKELL COUNTY.

Haskell—A. C. Foster, H. R. Jones,
F. P. Morgan, S. H. Johnson, R. C.
Lomax, H. G. McConnell, W. E. John-
son, F. G. Alexander.

HAYS COUNTY.

San Marcos—Sterling Fisher, B. G.
Neighbors.

Kyle—C. L. Sledge, B. H. Luckett,
Otto Groos, E. A. Vaughan.

Wimberly—W. M. Wyatt, J. H.
Saunders.

Henley—John Crow.

Drift Wood—Tom Martin.

Buda—Julius Schmidt.

SMITH COUNTY.

Bullard—J. S. Gilchrist.

Tyler—H. B. Urquhart, Jeff. D.
Burns, H. G. Askew, M. Scott, J. M.
Edwards, J. M. Toplitz, J. H. Bonner,
I. J. Rice, C. V. Johnson.

Troupe—T. R. Gilbert, John M.
Rucker.

Lindale—Joseph Ogburn.

Garden Valley—Oscar Murphy.

Noonday—A. F. Cone.

Mount Silvan—J. M. Castle.

LIMESTONE COUNTY.

Kose—A. J. Burleson, C. B. Brat-
ton, I. N. Roork.

Mexia—Julius Dersenberg, C. S.
Hardy, J. H. Park, N. L. Waller, J.
W. Blake, W. C. Day.

Groesbeeck—W. T. Jackson, A. A. Jayne, J. B. Kimball, W. H. Adams.
Tehuacana—A. Berry, H. A. Boyd.
Personville—Dr. C. C. Schell, R. M. Merrill.

FALLS COUNTY.

Marlin—W. A. Patrick, M. H. Curry, J. R. McDonald, John Billinger, E. M. Eddins.
Reagan—J. E. Davis, D. H. Boyles.
Mooreville—W. W. Davis.
Durango—J. M. Stuart.
Wilderville—Thornton Asbury.

M'LENNAN COUNTY.

McGregor—W. C. O'Bryan, Jno. C. O'Bryan.

MONTAGUE COUNTY.

Montague—Levi Walker, D. C. Hart, L. L. McLain, J. M. Chambers, W. A. Morris, W. F. Bowman, S. H. Hodges, J. W. Cook, R. D. Rugeley, P. H. Tompkins.

Saint Joe—J. D. Bellah, I. H. Bogges, H. W. Hunt.

Sunset—J. W. Harvey, J. T. Bellows.

Hardy—L. B. Robertson.

Forrestburg—W. R. Bellows, W. H. Wilson.

Burlington—L. C. McNatt, P. P. Dunford.

Bowie—J. H. Mathews, H. Riley, W. T. Small, R. A. Hutchison, G. F. Thomas, J. R. Frost, M. B. Hoskins, L. A. McDonald, Stonewall Tingle, J. H. Harper.

Bonita Nocono—E. W. Giles, J. E. Dunning, R. S. Mattox, Wade Horton.

Illinois Bend—J. J. Wall.

Belcher—Wade Atkins, H. M. Schoolfield, J. S. Love.

MONTGOMERY COUNTY.

New Caney—J. W. Robinson.

Willis—S. A. McCall, L. Burns, W. S. Sandell.

Conroe—J. K. Ayres, C. W. Nugent.

Longstreet—John N. Scott.

Montgomery—James Rucks, B. H. Powell.

Brantley—I. H. Collins.

Bobbin—Wm. Shannon.

ORANGE COUNTY.

Orange—A. C. Bullitt, Sam T. Simford.

Pearl—D. A. Patillo.

RUSK COUNTY.

Henderson—J. E. Smith.

RED RIVER COUNTY.

Harris Ferry—C. A. Dennison.

Clarksville—D. A. Chambers, N. P. Doak, Nat Draughn, J. A. Weaver, C. A. Worley.

Cuthand—L. W. Blizzard, W. A. Mauldin.

Manchester—J. C. Perot.

Albion—C. R. Ramseur.

Towson—J. C. Caldwell.

Annona—W. W. Lawson, D. Hudson.

Rosalie—F. M. Smith.

Elkhorn—John A. Moseley, P. W. Henderson.

Maple Springs—J. J. Perdue.

Halesboro—J. W. Hubbard.

Fulbright—L. W. Lassiter.

Lydia—J. B. Wilkes, Alex. Baker.

Detroit—J. Joplin.

Walnut Grove—David Rodgers.

Woodland—Fravis Fleming, D. B. Moore.

Mosely—James McAllister.

Bagwell—H. J. Jones.

RUSK COUNTY.

Pine Hill—John M. Glaze, J. H. Smith.

Henderson—R. W. Hall, J. R. Arnold, J. E. Smith, Morgan Spivy.

Stevens—L. D. Stevens.

COLEMAN COUNTY.

Coleman—J. D. Cummins, E. A. Lindsey, F. L. Snodgrass, H. A. Halbert, C. H. Hughes, A. J. Burford.

RUNNELS COUNTY.

Ballinger—B. M. Burks.

COMANCHE COUNTY.

DeLeon—A. M. Barker.

SAN SABA COUNTY.

San Saba—W. M. Allison, Lee Rector.

TAYLOR COUNTY.

Abilene—M. C. Lambeth, T. M. Willis, Joe E. Cockrill, G. B. Triplett, H. A. Tellett, E. H. Sentinis, Ed Cord, M. Northington, T. W. Dougherty, K. K. Legett, I. N. Taylor, Will Stith, H. M. Henderson, C. Villens-woe, E. O. Harvell, J. A. Williams, J. W. Hampton.

Merkel—B. A. Cox.

WISE COUNTY.

Decatur—J. P. Graham, J. F. Warren, W. A. Bonner, W. D. Goze, C. W.

Martin, C. V. Terrell, H. D. Donald, B. F. Allen, R. H. Beall, J. T. Johnson, W. A. Miller.

Boonsville—J. A. Wilson, W. A. Shawn.

Chico—S. H. Poteet, H. F. Hawkins.

Audubon—R. W. Johnson.

Paradise—S. P. Rhodes, Jasper Lynch.

Aurora—L. P. Lowrie.

Pella—G. W. Murphy.

Crafton—P. W. Norwood.

The following messages were received from the House:

HOUSE OF REPRESENTATIVES,
AUSTIN, January 23, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR—I am instructed to inform the Senate that the House has passed

House bill No. 53, "An act to be entitled an act to amend the Revised Civil Statutes of the State of Texas, title 95, chapter 3, by adding thereto article 4705a and to amend article 4722 thereof." W. M. IMBODEN,

Chief Clerk House of Representatives.

HOUSE OF REPRESENTATIVES,
AUSTIN, January 23, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR—The House has adopted a resolution inviting the Senate to meet in joint session at 12 o'clock m. to-day for the purpose of comparing the vote cast in each house yesterday for United States Senator and to declare the result of said vote.

W. M. IMBODEN,
Chief Clerk House of Representatives.

HOUSE OF REPRESENTATIVES,
AUSTIN, January 23, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR—I am directed to inform the Senate that the House has passed

Senate bill No. 16, "An act making appropriations for deficiencies in the appropriations heretofore made for payment of expenses in support of the State government from March 1, A. D. 1887, to February 28, 1889, being for payment of claims registered in the Comptroller's office in accordance with law and for outstanding claims not registered and other deficiencies," under a suspension of the rules, and by a two-third vote: Yeas, 86; nays, and

That Messrs. Hamby, Owsley, McComb, Bailey and Dunlap are appointed a special committee on the part of the House under concurrent resolution

to investigate the facts set forth in the memorial of John M. Swisher.

W. M. IMBODEN,
Chief Clerk House of Representatives.

By request,

Senator Johnson entered a motion to reconsider the vote by which the Senate refused to engross

Senate bill No. 29, a bill to be entitled "An act to appoint a commission, who shall report to each regular Legislature the necessary changes due to State economy in the financial management of institutions under care of the State."

The following messages were received from the Governor:

EXECUTIVE OFFICE,
AUSTIN, January 23, 1889.

To the Hon. T. B. Wheeler, President of the Senate:

SIR—I have the honor to notify you that I have this day accepted the resignation of the Hon. E. G. Douglass as Senator from the Eighteenth Senatorial district.

Respectfully,
L. S. ROSS,
Governor.

EXECUTIVE OFFICE,
AUSTIN, January 23, 1889.

To the Senate of Texas, in Session:

GENTLEMEN—I have the honor to ask you advice and consent to the appointment of E. G. Douglass of Grayson county, Texas, to be Assistant Superintendent of the Penitentiary.

L. S. ROSS,
Governor.

Senator Burges offered the following resolution:

Resolved, That it is with sincere regret that the Senate has heard of the resignation of Hon. E. G. Douglass, a Senator of this body. That Senator Douglass has, by his ability, close attention to business and his uniform courtesy and kindness, endeared himself to every member of the Senate; and we tender him our best wishes for his future happiness and prosperity.

Adopted.

Senator Abercrombie offered the following resolution:

Resolved, That the Senate meet with the House of Representatives in joint session at 12 o'clock to-day for the purpose of officially declaring the vote for United States Senator, taken on yesterday, and that the House be notified of this resolution.

Adopted.

The President announced that the hour of 12 had arrived.

On motion of Senator Simkins,

The Senate proceeded to the House of Representatives to officially declare the vote taken yesterday for United States Senator.

IN JOINT SESSION.

Roll of the Senate called.

Quorum present.

Roll of the House called.

Quorum present.

The Speaker of the House declared that the two houses were in joint session.

The Secretary read the proceedings of the Senate and

The Chief Clerk read the proceedings of the House had on yesterday in reference to the voting for United States Senator.

The Speaker of the House announced that

Hon. Richard Coke having received thirty votes in the Senate and one hundred votes in the House, being the unanimous vote of all the members present in both houses, was duly and constitutionally elected Senator to represent the State of Texas in the Senate of the United States for the term of six years, commencing March 4, 1889.

On motion of Senator Pope,

The joint session was then dissolved and

The Senate retired to the Senate Chamber.

IN THE SENATE.

Senator Tyler sent up following telegram and asked that it be printed in the Journal:

WASHINGTON, D. C., Jan. 22, 1889.

Gov. T. B. Wheeler, and others,
Austin:

Your most gratifying dispatch received. I return profound thanks to the people of Texas and their honored representatives.

RICHARD COKE.

On motion of Senator Atlee,

The Senate went into executive session on the appointments made by the Governor.

IN THE SENATE.

On motion of Senator Glasscock,
The result of the executive session

was ordered to be printed in the Journal, and the Governor to be notified of the same as follows:

The Senate advises and consents to the appointment of

E. G. Douglass, of Grayson county, Texas, Assistant Superintendent of the penitentiary.

Senate bill No. 27, "An act to establish the Peabody Normal College of Texas, to provide for its location and to make an appropriation for the support of the same for the two years ending in June, 1890 and 1891,"

The first special order, was laid before the Senate and read the second time.

Senator Johnson moved:

Amend section 3 by striking out the words "board and lodging" in lines 3 and 4.

Senator Townsend offered the following substitute for the amendment:

Amend section 3, line 6, by adding after the word "year" the words:

"Provided, that no charge on the fund now or hereafter appropriated shall exceed seven and a half dollars per month for board, lodging and tuition for any one student for any one month, and no extra charge to exceed that amount shall be made of such student."

On motion of Senator Lane,

The amendment and substitute were tabled by the following vote:

YEAS—23.

Abercrombie,	Maetze,
Allen,	McDonald,
Armistead,	Morris,
Atlee,	Pope,
Burney,	Seale,
Claiborne,	Simkins,
Frank,	Sims,
Glasscock,	Stephens,
Harrison,	Tyler,
Ingram,	Upshaw,
Kimbrough,	Woodward,
Lane,	

NAYS—C.

Burges,	Jarvis,
Cranford,	Johnson,
Field,	Townsend.

Senator Tyler moved to amend section 1 by inserting in line 7, after the word "Salado," the words, "in Bell county."

Adopted.

Senator Woodward moved to amend section 3 by adding, in line 6, after the words "said board," the word "shall."

Adopted.

Senator Townsend moved to amend

section 4, line 4, by striking out the words "one year" and insert "three years" in lieu thereof.

On motion of Senator Morris,
The amendment was tabled.

Senator Simkins moved to amend section 1 by inserting after the word "act," in line 8, "place in good repair the college buildings and grounds and."

Senator Pope moved the previous question on the bill and the amendment.

Seconded, and

The main question was ordered.

The amendment was adopted.

The bill was ordered engrossed by the following vote:

YEAS—21.

Abercrombie,	• Kimbrough,
Armistead,	Lane,
Atlee,	Maetze,
Burges,	McDonald,
Burney,	Pope,
Claiborne,	Simkins,
Frank,	Townsend,
Glasscock,	Tyler,
Harrison,	Upshaw,
Ingram,	Woodward.
Jarvis,	

NAYS—8.

Allen,	Morris,
Cranford,	Seale,
Field,	Sims,
Johnson,	Stephens.

The President referred House bill No. 53 to Judiciary Committee No. 1.

By leave,

Senator Pope sent up the following committee reports;

COMMITTEE ROOM,
Austin, January 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 134, entitled "An act for the relief of railway companies organized under the laws of this State, that have failed, or may fail, to construct, equip and put in good running order the required number of miles of their proposed roads within the time fixed by law, and to prevent a forfeiture of their corporate existence, rights and powers on account of such failure,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass, with the following amendments, to-wit:

In section 1, after the word "afore-said," the last word in said section, add the following:

"Provided, that this act shall not apply to railroad corporations that may hereafter be chartered under the laws of this State."

All of which is respectfully submitted.

POPE,
Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 22, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 136, entitled "An act for the relief of railway companies,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it be considered in connection with Senate bill No. 134, this day reported favorably, on the same subject.

All of which is respectfully submitted.

POPE,
Chairman.

Read first time.

On motion of Senator Armistead,
The Senate refused to concur in the House amendment to Senate bill No. 16, entitled

"An act making appropriations for deficiencies in the appropriations heretofore made for payment of expenses in support of the State government from March 1, A. D. 1887, to February 28, A. D. 1889, being for payment of claims registered in the Comptroller's office, in accordance with law, and for outstanding claims not registered, and other deficiencies."

On motion of Senator Claiborne.

The Senate adjourned till 10 o'clock to-morrow morning.

FIFTEENTH DAY.

SENATE CHAMBER, }
AUSTIN, TEXAS, Jan. 24, 1889. }

Senate met pursuant to adjournment.

Lieutenant-Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Dr. Smoot.

On motion of Senator Armistead,
The reading of the Journal was dispensed with.